

1-21-05

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CERTIFICATION UNDER 37 C.F.R. § 1.10

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Triveni P. Shukla

Attorney No. 00030-001

Application No.: 10/689, 209

Examiner: Lien Thuy Tran

Filed: October 20, 2003

Group Art Unit: 1761

For: PROCESSED CHEESES COMPRISING EMULSIFIED LIQUID SHORTENING COMPOSITIONS COMPRISING DIETARY FIBER GEL, WATER AND LIPID

COMMISSIONER for PATENTS

P.O. Box 1450

Alexandria, VA 22313-1450

RESPONSE TO OFFICE COMMUNICATION MAILED DECEMBER 15, 2004

In response to the Office communication mailed December 15, 2004, regarding the above identified application, applicant respectfully submits the reply as follows.

Petition for Extension in Time for Reply under 37 CFR 1.136(a)

Applicant petitions the Commissioner of Patents and Trademarks to extend the one month time for reply to the Office communication mailed December 15, 2004, for one additional month to February 15, 2004. A check for the fee for the requested extension is enclosed.

Claims page

In the Office communication dated December 15, 2004, the Examiner noted that the September 13, 2004, reply was not fully responsive to the prior Office action because the Applicant submitted the wrong claims. The reply mistakenly included a page 3 that had claims directed to cookies. The Applicant requests that the incorrect page 3 with cookie claims be replaced with the attached page 3 that contains the claims directed to processed cheese. The Applicant believes that replacing the original page with the attached page makes the September 13, 2004, reply fully responsive to the prior Office action.

01/26/2005 AWONDAF1 00000139 10689209

01 FC:2251


60.00 OP

January 19, 2005

Libertyville, IL

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Respectfully submitted


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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/689,209	10/20/2003	Triveni P. Shukla	00030-001	4531

7590

12/15/2004

Timothy J. Fullin
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Libertyville, IL 60048

EXAMINER

TRAN, LIEN T

ART UNIT	PAPER NUMBER
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1761

DATE MAILED: 12/15/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

**UNITED STATES DEPARTMENT OF COMMERCE****U.S. Patent and Trademark Office**

Address: COMMISSIONER FOR PATENTS

P.O. Box 1450

Alexandria, Virginia 22313-1450

APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER

ART UNIT

PAPER

1204

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner for Patents

The reply filed on Sept. 13, 2004 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): applicant submitted the wrong claims. The claims in the instant application are directed to cheese product and applicant submitted claims directed to cookie product. The claims are not the same as the claims examined in the office action. See 37 CFR 1.111. Since the above-mentioned reply appears to be bona fide, applicant is given ONE (1) MONTH or THIRTY (30) DAYS from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Lien T Tran whose telephone number is 571-272-1408. The examiner can normally be reached on Wed-Fri.

The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

December 12, 2004

Lien Tran
LIEN TRAN
PRIMARY EXAMINER
Group 1700